

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

JOSUE MARTINEZ, §  
§  
Plaintiff, §  
§  
v. § Cause No. 1:19-cv-46 -RP  
§  
ELOTES FANNY, LLC, and §  
SUSANA SOTO, §  
§  
Defendants. § A Jury is Demanded  
§  
§

**SUMMONS IN A CIVIL ACTION**

To: SUSANA SOTO  
4545 S HORSESHOE TRL  
THE COLONY, TX 75056

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose names and addresses are:

**CHARLES L. SCALISE**  
Texas Bar No. 24064621 1104  
San Antonio Street Austin,  
Texas 78701  
(512) 474-7677 Telephone  
(512) 474-5306 Facsimile  
[Charles@rosslawgroup.com](mailto:Charles@rosslawgroup.com)

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: January 18, 2019



**Jeannette J. Clack**  
CLERK OF COURT

  
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

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Civil Action No. 1:19-cv-46

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (*name of individual and title, if any*) \_\_\_\_\_

was received by me on (*date*) \_\_\_\_\_ .

I personally served the summons on the individual at (*place*) \_\_\_\_\_

on (*date*) \_\_\_\_\_ ; or

I left the summons at the individual's residence or usual place  
of abode with (*name*) \_\_\_\_\_

, a person of suitable age and discretion who resides there,

on (*date*) \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

I served the summons on (*name of individual*) \_\_\_\_\_ , who is

on (*date*) \_\_\_\_\_ ; or

I returned the summons unexecuted because \_\_\_\_\_ ; or

Other (*specify*):

designated by law to accept service of process on behalf of (*name of organization*)

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true. Date:

*Server's signature* \_\_\_\_\_

*Printed name and title* \_\_\_\_\_

\_\_\_\_\_ *Server's address* Additional

information regarding attempted service, etc:

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SUSANA SOTO, §  
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Defendants. § A Jury is Demanded  
§  
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**SUMMONS IN A CIVIL ACTION**

To: ELOTES FANNY, LLC  
HECTOR SOTO, Registered Agent  
4545 S HORSESHOE TRL  
THE COLONY, TX 75056

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose names and addresses are:

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Texas Bar No. 24064621 1104  
San Antonio Street Austin,  
Texas 78701  
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**Jeannette J. Clack**  
CLERK OF COURT

*Amanda Deichert*  
Signature of Clerk or Deputy Clerk

Date: January 18, 2019



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

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